

1
2
3
4
5
6
7
8
9
10 The Honorable Ricardo S. Martinez
11

12 UNITED STATES DISTRICT COURT
13 WESTERN DISTRICT OF WASHINGTON AT SEATTLE
14

15 KENNETH FLEMING, JOHN DOE, R.K., and
16 T.D.,
17

18 Plaintiffs,
19

20 v.
21

22 THE CORPORATION OF THE PRESIDENT
23 OF THE CHURCH OF JESUS CHRIST OF
24 LATTER-DAY SAINTS, a Utah corporation
25 sole, a/d/a "MORMON CHURCH"; LDS
26 SOCIAL SERVICES a/d/a LDS, a Utah
27 corporation,
28

29 Defendants.
30

NO. 04-2338 RSM

[PROPOSED] ORDER GRANTING
DEFENDANT'S MOTION TO
SEGREGATE DAMAGES RESULTING
FROM INTENTIONAL SEXUAL
ABUSE

31
32
33 THIS MATTER was brought before the Court upon the Defendant's Motion to Segregate
34
35 Damages Resulting from Intentional Sexual Abuse. The Court has considered the motion,
36
37 plaintiff's opposition and defendant's reply.

38 Based upon the foregoing, it is hereby
39

40
41 ORDERED, ADJUDGED AND DECREED that the motion is GRANTED. The jury
42 shall be instructed to segregate damages caused by the intentional conduct of non-party Jack
43
44 LoHolt from damages attributable to COP's alleged negligence, if any.
45

ORDER - 1
No. 04-2338 RSM

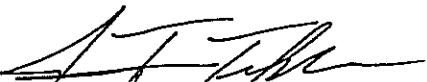
GORDON MURRAY TILDEN LLP
1001 Fourth Avenue, Suite 4000
Seattle, WA 98154
Phone (206) 467-6477
Fax (206) 467-6292

1 DATED this _____ day of _____, 2006
2
3
4
5
6

7 THE HONORABLE RICARDO S. MARTINEZ
8
9

10 Presented by:
11
12

13 **GORDON MURRAY TILDEN LLP**
14

15 By 
16 Charles C. Gordon, WSBA #1773
17 Jeffrey I. Tilden, WSBA #12219
18 Michael Rosenberger, WSBA #17730
19 Attorneys for Defendant
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45

CERTIFICATE OF SERVICE

I hereby certify that on July 20, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following. The parties will additionally be served in the manner indicated.

Michael T. Pfau
Gordon, Thomas, Honeywell, Malanca,
Peterson & Daheim LLP
P.O. Box 1157
Tacoma, WA 98401-1157
Telephone: (206) 676-7500
Facsimile: (206) 676-7575
E-Mail: mpfau@gth-law.com

() Mail () Hand Delivery
() Fax () Federal Express

Timothy D. Kosnoff
Law Offices of Timothy D. Kosnoff, P.C.
600 University Street, Suite 2101
Seattle, WA 98101
Telephone: (206) 676-7610
Facsimile: (425) 837-9692
E-Mail: timkosnoff@comcast.net

GORDON MURRAY TILDEN LLP

By ~~Jeffrey J. Tilden~~
Jeffrey J. Tilden, WSBA #12219
Attorneys for Defendant The Corporation of the
President of the Church of Jesus Christ of
Latter-Day Saints
1001 Fourth Avenue, Suite 4000
Seattle, WA 98154-1007
Telephone: (206) 467-6477
Facsimile: (206) 467-6292
Email: jtilden@gmtlaw.com